

Message

From: Gettle, Jeaneanne [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=D8E72AA7E1894FAEA44006FD9F22B637-GETTLE, JEANEANNE]
Sent: 12/9/2019 11:14:19 PM
To: Walker, Mary [walker.mary@epa.gov]
CC: Palmer, Leif [Palmer.Leif@epa.gov]
Subject: FW: ATTORNEY-CLIENT PRIVILEGE / INTERNAL - DELIBERATIVE - Non-Federal Designation of FL
Attachments: DRAFT FR notice re 404g assumption and ESA 9 Dec 2019.docx

For your information. - Jeaneanne

From: Goodin, John <Goodin.John@epa.gov>
Sent: Monday, December 09, 2019 5:02 PM
To: Aguirre, Janita <Aguirre.Janita@epa.gov>; Neugeboren, Steven <Neugeboren.Steven@epa.gov>; Gettle, Jeaneanne <Gettle.Jeaneanne@epa.gov>
Cc: Mejias, Melissa <mejias.melissa@epa.gov>; Santell, Stephanie <Santell.Stephanie@epa.gov>; Frazer, Brian <Frazer.Brian@epa.gov>; Eisenberg, Mindy <Eisenberg.Mindy@epa.gov>
Subject: RE: ATTORNEY-CLIENT PRIVILEGE / INTERNAL - DELIBERATIVE - Non-Federal Designation of FL

Janita—attached is the document I referenced in my Friday email below. Note that this staff draft is for Dave's back pocket tomorrow, as well as for his feedback at some point as to whether we are hitting the mark. Note that this draft builds on the OGC original, but OGC has not reviewed this version. We look forward to hearing relevant feedback from the meeting as it may shape the direction of future drafts of the attached notice as well as the draft letters.

Feel free to give me a buzz with any questions.

Thanks!

John

From: Aguirre, Janita <Aguirre.Janita@epa.gov>
Sent: Friday, December 06, 2019 4:46 PM
To: Goodin, John <Goodin.John@epa.gov>
Cc: Mejias, Melissa <mejias.melissa@epa.gov>; Santell, Stephanie <Santell.Stephanie@epa.gov>; Frazer, Brian <Frazer.Brian@epa.gov>; Eisenberg, Mindy <Eisenberg.Mindy@epa.gov>
Subject: Re: ATTORNEY-CLIENT PRIVILEGE / INTERNAL - DELIBERATIVE - Non-Federal Designation of FL

Thanks so much! Have a fantastic weekend.

Janita

Sent from my iPhone

Janita Aguirre – Special Assistant

U.S. Environmental Protection Agency - Office of Water
(202) 566-1149

On Dec 6, 2019, at 4:41 PM, Goodin, John <Goodin.John@epa.gov> wrote:

Afternoon, Janita—the email below (and attachments) is one part of our follow-up to the briefing for Dave on the FL CWA 404 assumption ESA issue. It is back pocket information in preparation for the CEQ discussion Tuesday on the same topic. We should also have a first cut at the referenced draft FR Notice

by Monday, again as back pocket info for Dave. As a result of that meeting, Dave (and OGC and R4) will likely have additional information or direction relevant to the timing and content of these items.

Enjoy your weekend!

John

From: Gettle, Jeaneanne <Gettle.Jeaneanne@epa.gov>

Sent: Friday, December 06, 2019 2:21 PM

To: Ross, David P <ross.davidp@epa.gov>; Fotouhi, David <Fotouhi.David@epa.gov>; Walker, Mary <walker.mary@epa.gov>

Cc: Goodin, John <Goodin.John@epa.gov>; Neugeboren, Steven <Neugeboren.Steven@epa.gov>; Palmer, Leif <Palmer.Leif@epa.gov>; Ashbee, Blake <ashbee.blake@epa.gov>

Subject: ATTORNEY-CLIENT PRIVILEGE / INTERNAL - DELIBERATIVE - Non-Federal Designation of FL

Mary, Dave and David,

Attached for your consideration are draft letters indicating EPA's voluntary action to designate FDEP as the non-Federal representative to conduct informal consultation and prepare a biological assessment in support of the state's potential request to assume administration of the CWA Section 404 program. These letters were prepared by our assumption team and reviewed by me, John and Steve. We understand that these drafts may require changes following conversations planned for next week.

Please note the letters raise a specific question on timing, specifically whether they will precede or follow the FR notice. We have addressed this in the footnote.

Please let me, John or Steve know if you need additional information or have any questions.

Thanks
Jeaneanne